

(1) The Amendment adds a compact disc(s); however the specification has not been updated to reference the compact disc(s). Applicant is required to update or insert an incorporation-by-reference of the material on the compact disc(s) in the specification. See 37 CFR 1.77(b)(4) and 1.52(e)(5).

(2) The Amendment filed June 12, 2007 contains a data file on CD-ROM/CD-R that is not in an ASCII file format. File artifact number 09998152UA is not in an ASCII format. Applicant is required to resubmit file(s) in ASCII format as required by 37 CFR 1.52(e)(3).

Applicant respectfully disagrees. On August 31, 2007, Applicant contacted Examiner Greta Lee Robinson by telephone to discuss the communication of non-responsiveness regarding the response mailed June 12, 2007. Applicant clarified that that the compact disc was submitted as part of an Information Disclosure Statement ("IDS") and not for purposes of adding the material contained in the compact disc to the application. Therefore, there was no need to submit an updated specification to reference the compact disc because the notice of non-responsiveness was erroneously issued. In addition, applicant clarified to that the compact disc submitted as part of the IDS could not be obtained in ASCII format and would submit printed copies of the reference material contained in the compact disc.

Accordingly, Applicant hereby requests withdrawal of the notice of non-responsiveness mailed on August 27, 2007 because the compact disc referenced in the communication was submitted as part of the IDS filed concurrently with the response on June 12, 2007 was not meant to be included in the application. Therefore, no amendment to the specification referencing the compact disc was necessary.

Therefore, Applicant respectfully requests withdrawal of the notice of non-responsiveness and respectfully requests reconsideration of the response filed June 12, 2007 because the response is fully responsive and places the application in condition for allowance.

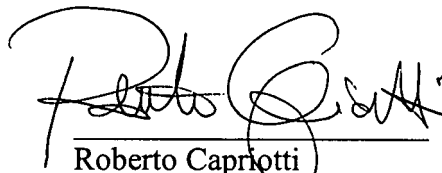
Applicant submits concurrently herewith under separate cover a supplemental IDS including printed copies of the material contained in the compact disc filed in the IDS on June 12, 2007 for the Examiner's consideration. Applicant submits the printed material in lieu of submitting a compact disc in ASCII format because Applicant cannot obtain a compact disc in ASCII format.

Accordingly, Applicant respectfully requests that the response filed on June 12, 2007 is fully responsive and respectfully requests a timely notice of allowance.

The Examiner is invited to contact the undersigned representative by telephone to discuss any outstanding issues with this application.

The Office is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No. 11-1110.

Respectfully submitted,


Roberto Capriotti
Reg. No. 46,599
Attorney for Applicant

KIRKPATRICK & LOCKHART PRESTON GATES ELLIS LLP
Henry W. Oliver Building
535 Smithfield Street
Pittsburgh, Pennsylvania 15222-2312

Telephone: (412) 355-6423
Fax: (412) 355-6501
E-Mail: roberto.capriotti@klgates.com
Customer No. 26285